

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA OF  
EASTERN DIVISION

ROSCOE LEWIS HOLLOWAY, #154358, )  
  )  
Petitioner,                         )  
v.                                     ) CASE NO. 3:07-cv-0186-MEF  
  )  
BILLY MITCHEM, *et al.*,         )  
  )  
Respondents.                         )

**ORDER**

After an independent review of the file, it is the ORDER, JUDGMENT and DECREE of the court that:

- (1) The petitioner's Objection to the Magistrate Judge Recommendation (Doc. #36) filed on April 15, 2009 is overruled;
- (2) The Recommendation of the United States Magistrate Judge (Doc. #31) entered on February 20, 2009 is adopted;
- (3) The petition for habeas corpus relief is DENIED and this case is DISMISSED with prejudice.

DONE this the 20th day of May, 2009.

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/s/ Mark E. Fuller  
CHIEF UNITED STATES DISTRICT JUDGE